

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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Khari Varner, et al.,

Case No. 2:24-cv-00341-RFB-DJA

Plaintiffs,

Order

V.

CPS/CCDFS; et al.,

Defendants.

Order

This matter is before the Court on *pro se* Plaintiff Khari Varner's application to proceed *in forma pauperis*. (ECF No. 4). Plaintiff's application to proceed *in forma pauperis* is not on the Court's approved form, which the Court sent to Plaintiff on February 20, 2024. (ECF No. 3). Instead, it is on a state court form. However, Plaintiff has filed this action in federal court. Under Nevada Local Special Rule (LSR) 1-1, applications to proceed *in forma pauperis* "must be made on the form provided by the court."¹ The Court will therefore deny the application to proceed *in forma pauperis* without prejudice for Plaintiff to re-file a complete application on the correct form or to pay the filing fee.

IT IS THEREFORE ORDERED that Plaintiff's application to proceed *in forma pauperis* (ECF No. 4) is **denied without prejudice**.

IT IS FURTHER ORDERED that the Clerk of Court is kindly directed to send Plaintiff a copy of this order and the form application for a non-inmate to proceed *in forma pauperis* and its accompanying instruction packet.

¹ LSR 1-1 refers to the Court's local rule on applications to proceed *in forma pauperis*. The Court's local rules may be accessed on the Court's website, <https://www.nvd.uscourts.gov/court-information/forms/>

1 **IT IS FURTHER ORDERED** that Plaintiff shall have until **April 1, 2024** to either:
2 (1) file a complete application to proceed *in forma pauperis* in compliance with 28 U.S.C.
3 § 1915(a)(1) and LSR 1-1; or (2) pay the full \$405 filing fee, which includes the \$350 filing fee
4 plus the \$55 administrative fee. **Plaintiff is advised that failure to comply with this order will**
5 **result in a recommendation to the district judge that the case be dismissed.**

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DATED: February 29, 2024

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DANIEL J. ALBRECHTS
UNITED STATES MAGISTRATE JUDGE

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